#### SECOND REGULAR SESSION

# [PERFECTED]

### HOUSE SUBSTITUTE FOR

### HOUSE COMMITTEE SUBSTITUTE FOR

# **HOUSE BILL NO. 1004**

# 92ND GENERAL ASSEMBLY

Taken up for Perfection April 6, 2004. House Substitute for House Committee Substitute for House Bill No. 1004 ordered Perfected and printed, as amended.

STEPHEN S. DAVIS, Chief Clerk

2404L.03P

## AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue and the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2004 and ending June 30, 2005.

Be it enacted by the General Assembly of the state of Missouri, as follows:

There is appropriated out of the state treasury, to be expended only as provided in Article

- 2 IV, Section 28 of the Constitution of Missouri, for the purpose of funding each department,
- 3 division, agency, and program enumerated in each section for the item or items stated, and for
- 4 no other purpose whatsoever chargeable to the fund designated for the period beginning July 1,
- 5 2004 and ending June 30, 2005, as follows:

# Section 4.005. To the Department of Revenue

2	Personal Service and/or Expense and Equipment
3	From General Revenue Fund
4	From Federal Funds
5	From State Highways and Transportation Department Fund
6	From Department of Revenue Information Fund
7	From Petroleum Storage Tank Insurance Fund
8	From Petroleum Inspection Fund

9	From Health Initiatives Fund
10	From Motor Vehicle Commission Fund
11	From Division of Child Support Enforcement Collections Fund
12	From Conservation Commission Fund
13	From Division of Aging Elderly Home Delivered Meals Trust Fund 21,820
14	Total (Not to exceed 1,868.95 F.T.E.)
	Section 4.010. To the Department of Revenue
2	For the Division of Administration
3	For postage
4	Expense and Equipment
5	From General Revenue Fund
6	From Health Initiatives Fund
7	From Motor Vehicle Commission Fund
8	From Conservation Commission Fund
9	From Department of Revenue Information Fund
10	From State Highways and Transportation Department Fund
11	Total (0 F.T.E.)
	Section 4.015. To the Department of Revenue
2	For the State Tax Commission
3	Personal Service and/or Expense and Equipment provided that not
4	more than fifteen percent (15%) flexibility is allowed
5	From General Revenue Fund (Not to exceed 62.75 F.T.E.)\$2,837,285
_	Section 4.020. To the Department of Revenue
2	For refunds for overpayment or erroneous payment of any tax or any
3	payment that is credited to the General Revenue Fund
4	From General Revenue Fund (0 F.T.E.)
	Section 4.025. To the Department of Boyonya
2	Section 4.025. To the Department of Revenue  For refunds for overpayment or erroneous payment of any tax or any
3	payment credited to Federal and Other Funds
	• •
4	From Federal and Other Funds (0 F.T.E.)

	Section 4.030. To the Department of Revenue
2	For the state's share of the costs and expenses incurred pursuant to an
3	approved assessment and equalization maintenance plan as
4	provided by Chapter 137, RSMo
5	From General Revenue Fund (0 F.T.E.)
	Section 4.035. To the Department of Revenue
2	For state costs for county assessor and assessor-elect certification
3	From General Revenue Fund (0 F.T.E.)
	Section 4.040. To the Department of Payanya
2	Section 4.040. To the Department of Revenue
2	For the purpose of refunding any tax or fee credited to the State Highways and Transportation Department Fund
<i>3</i>	From State Highways and Transportation Department Fund (0 F.T.E.) \$1,264,204E
7	Trom State Figures and Transportation Department Fund (01.1.L.) \$1,204,204L
	Section 4.045. To the Department of Revenue
2	For payment of fees for entry of records into the federal Commercial
3	Drivers' Licensing Information System
4	Expense and Equipment
5	From State Highways and Transportation Department Fund (0 F.T.E.) \$275,000
	Section 4.050. To the Department of Revenue
2	For the Problem Driver Pointer System
3	Expense and Equipment
4	From State Highways and Transportation Department Fund (0 F.T.E.)
	Section 4.055. To the Department of Revenue
2	For payment of court costs and attorney fees pursuant to Section 302.536,
3	RSMo
4	From State Highways and Transportation Department Fund (0 F.T.E.)
	Section 4.060. To the Department of Revenue
2	For distribution to cities and counties of all funds accruing to the Motor
3	Fuel Tax Fund under the provisions of Sections 30(a) and 30(b),
4	Article IV, Constitution of Missouri
5	From Motor Fuel Tax Fund (0 F.T.E.)

	Section 4.065. To the Department of Revenue
2	For refunding any overpayment or erroneous payment of any amount
3	credited to the Aviation Trust Fund
4	From Aviation Trust Fund (0 F.T.E.)
	Section 4.070. To the Department of Revenue
2	For refunds and distributions of motor fuel taxes
3	From State Highways and Transportation Department Fund (0 F.T.E.) \$10,414,000E
	Section 4.075. To the Department of Revenue
2	For payment of fees to counties as a result of delinquent collections made
3	by circuit attorneys or prosecuting attorneys and payment of
4	collection agency fees
5	From General Revenue Fund (0 F.T.E.)
	Section 4.080. To the Department of Revenue
2	For payment of fees to counties for the filing of lien notices and lien releases
3	From General Revenue Fund (0 F.T.E.)\$200,000
5	Trom General Revenue Fana (6 1.1.1.)
	Section 4.085. To the Department of Revenue
2	For payment of contingency fees associated with revenue collection
3	enhancement measures
4	From General Revenue Fund
5	From Conservation Commission Fund
6	From State Highways and Transportation Department Fund
7	For payment of contract auditors and tax data matching
8	From General Revenue Fund
9	Total
	Section 4.090. To the Department of Revenue
2	For refunds for overpayment or erroneous payment of any tax or any
3	payment credited to the Workers' Compensation Fund
4	From Workers' Compensation Fund (0 F.T.E.)

	Section 4.095. To the Department of Revenue
2	For refunds for overpayment or erroneous payment of any tax or any
3	payment credited to the Second Injury Fund
4	From Second Injury Fund (0 F.T.E.)
	Section 4.100. To the Department of Revenue
2	For refunds for overpayment or erroneous payment of any tax or any
3	payment for tobacco taxes
4	From Health Initiatives Fund
5	From State School Moneys Fund
6	From Fair Share Fund
7	Total (0 F.T.E.)
	Section 4.105. To the Department of Revenue
2	For refunds for overpayment or erroneous payment of any payment
3	credited to the Motor Vehicle Commission Fund
4	From Motor Vehicle Commission Fund (0 F.T.E.)
	Section 4.110. To the Department of Revenue
2	For payment of dues and fees to the Multistate Tax Commission
3	From General Revenue Fund (0 F.T.E.)
	Section 4.115. There is transferred out of the state treasury, chargeable to
2	the General Revenue Fund, such amounts as may be necessary to
3	make payments of refunds set off against debts as required by
4	Section 143.786, RSMo, to the Debt Offset Escrow Fund
5	From General Revenue Fund (0 F.T.E.)
	Section 4.120. For the payment of refunds set off against debts as
2	required by Section 143.786, RSMo
3	From Debt Offset Escrow Fund (0 F.T.E.)
	Section 4.125. Funds are to be transferred out of the state treasury,
2	chargeable to the School District Trust Fund, to the General
3	Revenue Fund
4	From School District Trust Fund (0 F.T.E.)\$2,500,000

2	Section 4.130. There is transferred out of the state treasury, chargeable to the Parks Sales Tax Fund, sixty-six hundredths percent of the
3	funds received, to the General Revenue Fund
4	From Parks Sales Tax Fund (0 F.T.E.)
	Section 4.135. There is transferred out of the state treasury, chargeable to
2	the Soil and Water Sales Tax Fund, sixty-six hundredths percent
3	of the funds received, to the General Revenue Fund
4	From Soil and Water Sales Tax Fund (0 F.T.E.)
	Section 4.140. Funds are to be transferred out of the state treasury,
2	chargeable to the Solid Waste Management Fund, to the General
3	Revenue Fund
4	From Solid Waste Management Fund (0 F.T.E.)
	Section 4.145. There is transferred out of the state treasury, chargeable to
2	the General Revenue Fund, amounts from income tax refunds
3	designated by taxpayers for deposit in the Division of Aging and
4	Elderly Home Delivered Meals Trust Fund, Veterans' Trust Fund,
5	Children's Trust Fund, Workers Memorial Fund, and Missouri
6	National Guard Trust Fund
7	From General Revenue Fund (0 F.T.E.)
	Section 4.150. There is transferred out of the state treasury, chargeable to
2	the funds listed below, amounts from income tax refunds
3	erroneously deposited to said funds, to the General Revenue Fund
4	From Division of Aging and Elderly Home Delivered Meals Trust Fund \$2,831E
5	From Veterans' Trust Fund
6	From Children's Trust Fund
7	From Workers Memorial Fund
8	From Missouri National Guard Trust Fund
9	Total (0 F.T.E.)
	Section 4.155. Funds are to be transferred out of the state treasury,
2	chargeable to the Department of Revenue Information Fund, to the
3	State Highways and Transportation Department Fund

4	From Department of Revenue Information Fund (0 F.T.E.)
	Section 4.160. Funds are to be transferred out of the state treasury,
2	chargeable to the State Highways and Transportation Department
3	Fund, to the State Road Fund
4	From State Highways and Transportation Department Fund (0 F.T.E.) \$201,215,655E
	Section 4.165. Funds are to be transferred out of the state treasury,
2	chargeable to the Motor Fuel Tax Fund, to the State Highways and
3	Transportation Department Fund
4	From Motor Fuel Tax Fund (0 F.T.E.)
	Section 4.170. To the Department of Revenue
2	For the State Lottery Commission
3	For any and all expenditures, including operating, maintenance and repair,
4	and minor renovations, necessary for the purpose of operating a
5	state lottery
6	Personal Service
7	Expense and Equipment
8	From Lottery Enterprise Fund (Not to exceed 176.50 F.T.E)\$39,122,126
	Section 4.175. To the Department of Revenue
2	For the State Lottery Commission
3	For the payment of prizes
4	From Lottery Enterprise Fund (0 F.T.E.)
	Section 4.180. Funds are to be transferred out of the state treasury,
2	chargeable to the Lottery Enterprise Fund, to the Lottery Proceeds
3	Fund
4	From Lottery Enterprise Fund (0 F.T.E.)
	Section 4.200. To the Department of Transportation
2	For the Highways and Transportation Commission and Highway Program
3	Administration
4	Personal Service
5	Expense and Equipment

6	From State Highways and Transportation Department Fund
7	For Administration fringe benefits
8	Personal Service
9	Expense and Equipment
10	From State Highways and Transportation Department Fund
11	Total (Not to exceed 428.00 F.T.E.)
	Section 4.205. To the Department of Transportation
2	For the Construction Program
3	To pay the costs of reimbursing counties and other political
4	subdivisions for the acquisition of roads and bridges taken over by
5	the state as permanent parts of the state highway system, and for
6	the costs of locating, relocating, establishing, acquiring,
7	constructing, reconstructing, widening, and improving those
8	highways, bridges, tunnels, parkways, travel ways, tourways, and
9	coordinated facilities authorized under Article IV, Section 30(b) of
10	the Constitution of Missouri; of acquiring materials, equipment,
11	and buildings necessary for such purposes and for other purposes
12	and contingencies relating to the location and construction of
13	highways and bridges; and to receive funds from the United States
14	government for like purposes
15	Personal Service
16	From State Highways and Transportation Department Fund
17	Expense and Equipment
18	Construction
19	From State Road Fund
20	For all expenditures associated with refunding currently outstanding state
21	road bond debt
22	From State Road Fund

23 24	For Construction Program fringe benefits  Personal Service
25	Expense and Equipment
26	From State Highways and Transportation Department Fund
27	Total (Not to exceed 1,939.00 F.T.E.)
	Section 4.210. To the Department of Transportation
2	Section 4.210. To the Department of Transportation
2	For the Transportation Enhancements Program of the Transportation
3	Equity Act for the 21st Century
4	From State Road Fund (0 F.T.E.)
	Section 4.215. To the Department of Transportation
2	For the Maintenance Program
3	To pay the costs of preserving and maintaining the state system of
4	roads and bridges and coordinated facilities authorized under
5	Article IV, Section 30(b) of the Constitution of Missouri; of
6	acquiring materials, equipment, and buildings necessary for such
7	purposes and for other purposes and contingencies related to the
8	preservation, maintenance, and safety of highways and bridges
9	Personal Service
10	Expense and Equipment
11	From Federal Funds
12	Personal Service
13	Expense and Equipment
14	From State Highways and Transportation Department Fund
15	Expense and Equipment
16	From State Road Fund
17	Expense and Equipment
18	From Motorcycle Safety Trust Fund
10	2.20.1.2.2.2.2.3.4.0 Sailety 11.00.2 and
19	For Maintenance Program fringe benefits
20	Personal Service
21	Expense and Equipment

22	From Federal Funds
23	Personal Service
24	Expense and Equipment
25	From State Highways and Transportation Department Fund
26	
26	For all allotments, grants, and contributions from federal sources that may
27	be deposited in the state treasury for grants of National Highway
28	Safety Act moneys
29	From Federal Funds
30	For the Motor Carrier Safety Assistance Program
31	From Federal Funds
32	Total (Not to exceed 3,812.25 F.T.E.)
	Section 4.220. To the Department of Transportation
2	For the Motorist Assistance Program
3	Personal Service
4	From State Highways and Transportation Department Fund
5	Expense and Equipment
6	From State Road Fund
7	For Motorist Assistance fringe benefits
8	Personal Service
9	Expense and Equipment
10	From State Highways and Transportation Department Fund
11	Total (Not to exceed 52.00 F.T.E.)
11	Total (Not to exceed 32.00 F.T.E.)
	Section 4.225. To the Department of Transportation
2	For Service Operations
2	
3	To pay the costs of constructing, preserving, and maintaining the
3 4	To pay the costs of constructing, preserving, and maintaining the state system of roads and bridges and coordinated facilities
4	state system of roads and bridges and coordinated facilities

8 9	contingencies related to the construction, preservation, and maintenance of highways and bridges
10	Personal Service
11	Expense and Equipment
12	From State Highways and Transportation Department Fund
13	Expense and Equipment
14	From State Road Fund
15	For Service Operations fringe benefits
16	Personal Service
17	Expense and Equipment
18	From State Highways and Transportation Department Fund
19	Total (Not to exceed 423.00 F.T.E.)
	Section 4.230. To the Department of Transportation
2	For the purpose of refunding any tax or fee credited to the State Highways
3	and Transportation Department Fund
4	From State Highways and Transportation Department Fund \$1,000,000E
5	For refunds and distributions of motor fuel taxes
6	From State Highways and Transportation Department Fund
7	Total (0 F.T.E.)
	Section 4.235. To the Department of Transportation
2	For Multimodal Operations Administration
3	Personal Service
4	Expense and Equipment
5	From General Revenue Fund
6	Personal Service
7	Expense and Equipment
8	From Federal Funds
J	1101111 0001011 1 01100
9	Expense and Equipment
10	From State Road Fund

11	Personal Service
12	From State Highways and Transportation Department Fund
13	Personal Service
14	Expense and Equipment
15	From Railroad Expense Fund
16	Personal Service
17	From State Transportation Fund
18	Personal Service
19	Expense and Equipment
20	From Aviation Trust Fund
21	Fan Mulking a dal On anationa frings han afita
21 22	For Multimodal Operations fringe benefits  Personal Service
23	From General Revenue Fund
24	From Federal Funds
25	From State Highways and Transportation Department Fund
26	From Railroad Expense Fund
27	From State Transportation Fund
28	From Aviation Trust Fund
29	Total (Not to exceed 36.00 F.T.E.)
	Section 4.240. To the Department of Transportation
2	Section 4.240. To the Department of Transportation For Multimodal Operations
3	For reimbursements to the State Highways and Transportation Department
4	Fund for providing professional and technical services and
5	administrative support of multimodal programs
6	From General Revenue Fund\$39,309
7	
8	From Federal Funds
9	From State Transportation Fund
10	From Aviation Trust Fund
11	
11	Total (0 F.T.E.)

	Section 4.245. To the Department of Transportation
2	For Multimodal Operations
3	For loans from the State Transportation Assistance Revolving Fund to
4	political subdivisions of the state or to public or private not-for-
5	profit organizations or entities in accordance with Section 226.191,
6	RSMo
7	From State Transportation Assistance Revolving Fund (0 F.T.E.)
	Section 4.250. Funds are to be transferred out of the state treasury,
2	chargeable to the General Revenue Fund, to the State
3	Transportation Fund
4	From General Revenue Fund
	Section 4.255. To the Department of Transportation
2	For the Transit Program
3	For distributing funds to urban, small urban, and rural transportation systems
4	From State Transportation Fund (0 F.T.E.)
	Section 4.260. To the Department of Transportation
2	For the Transit Program
3	For locally matched capital improvement grants under Section 5310, Title
4	49, United States Code to assist private, non-profit organizations
5	in improving public transportation for the state's elderly and
6	people with disabilities
7	From Federal Funds (0 F.T.E.)
	Section 4.265. To the Department of Transportation
2	For the Transit Program
3	For an operating subsidy for not-for-profit transporters of the elderly,
4	people with disabilities, and low-income individuals
5	From General Revenue Fund (0 F.T.E.)
	Section 4.270. To the Department of Transportation
2	For the Transit Program
3	For grants to urban areas under Section 5307, Title 49, United States Code
4	From Federal Funds (0 F.T.E.)\$1E

	Section 4.275. To the Department of Transportation
2	For the Transit Program
3	For locally matched grants to small urban and rural areas under Section
4	5311, Title 49, United States Code
5	From Federal and Local Funds (0 F.T.E.)
	Section 4.280. To the Department of Transportation
2	For the Transit Program
3	For grants under Section 5309, Title 49, United States Code to assist
4	private, non-profit organizations providing public transportation
5	services
6	From Federal Funds (0 F.T.E.)
	Section 4.285. To the Department of Transportation
2	For the Transit Program
3	For grants to metropolitan areas under Section 5303, Title 49, United
4	States Code
5	From Federal Funds (0 F.T.E.)
	Section 4.290. To the Department of Transportation
2	Section 4.290. To the Department of Transportation For the Rail Program
2 3	
	For the Rail Program
3	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as
3	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as amended by the reauthorizing act, for acquisition, rehabilitation,
3 4 5	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as amended by the reauthorizing act, for acquisition, rehabilitation, improvement, or rail facility construction assistance
3 4 5 6	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as amended by the reauthorizing act, for acquisition, rehabilitation, improvement, or rail facility construction assistance  From Federal Funds
3 4 5 6	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as amended by the reauthorizing act, for acquisition, rehabilitation, improvement, or rail facility construction assistance  From Federal Funds
3 4 5 6 7 8	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as amended by the reauthorizing act, for acquisition, rehabilitation, improvement, or rail facility construction assistance  From Federal Funds
3 4 5 6 7 8	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as amended by the reauthorizing act, for acquisition, rehabilitation, improvement, or rail facility construction assistance  From Federal Funds
3 4 5 6 7 8 9	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as amended by the reauthorizing act, for acquisition, rehabilitation, improvement, or rail facility construction assistance  From Federal Funds
3 4 5 6 7 8 9	For the Rail Program  For grants under Section 5 of the Department of Transportation Act, as

3 4 5 6	For state participation in the state Amtrak Rail Passenger Service Program  From General Revenue Fund
	Section 4.305. To the Department of Transportation
2	For station repairs and improvements at Missouri Amtrak stations
3	From State Transportation Fund (0 F.T.E.)
	Section 4.310. To the Department of Transportation
2	For protection of the public against hazards existing at railroad crossings
3	pursuant to Chapter 389, RSMo
4	From Highway Department Grade Crossing Safety Account (0 F.T.E.) \$1,500,000E
	Section 4.315. Funds are to be transferred out of the state treasury,
2	chargeable to the Grade Crossing Safety Account, to the Railroad
3	Expense Fund
4	From Grade Crossing Safety Account
	Section 4.320. To the Department of Transportation
2	The state of the s
	For the Aviation Program
	For the Aviation Program  For construction, capital improvements, and maintenance of publicly
3	For construction, capital improvements, and maintenance of publicly
3	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including
3	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories
3 4 5	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories
3 4 5	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories
3 4 5	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories  From Aviation Trust Fund (0 F.T.E.)
3 4 5 6	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories  From Aviation Trust Fund (0 F.T.E.) \$4,600,000E  Section 4.325. To the Department of Transportation
3 4 5 6	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories  From Aviation Trust Fund (0 F.T.E.)
3 4 5 6	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories  From Aviation Trust Fund (0 F.T.E.)
3 4 5 6	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories  From Aviation Trust Fund (0 F.T.E.)
3 4 5 6 2 3 4 5	For construction, capital improvements, and maintenance of publicly owned airfields by cities or other political subdivisions, including land acquisition, and for printing charts and directories  From Aviation Trust Fund (0 F.T.E.)

	Section 4.330. To the Department of Transportation
2	For the Waterways program
3	For grants to port authorities for assistance in port planning, acquisition or
4	construction within the port districts
5	From General Revenue Fund (0 F.T.E.)
6	For ferry boat operation grants
7	From State Transportation Fund
8	Total (0 F.T.E.)
	DEPARTMENT OF REVENUE TOTAL
	General Revenue Fund
	General Revenue Fund       \$86,327,135         Federal Funds       8,998,727
	Federal Funds
	Federal Funds       8,998,727         Other Funds       358,702,820
	Federal Funds       8,998,727         Other Funds       358,702,820         Total       \$ 454,028,682
	Federal Funds       8,998,727         Other Funds       358,702,820         Total       \$ 454,028,682         DEPARTMENT OF TRANSPORTATION TOTAL
	Federal Funds       8,998,727         Other Funds       358,702,820         Total       \$ 454,028,682         DEPARTMENT OF TRANSPORTATION TOTAL         General Revenue Fund       \$10,968,807